

PATENT
454311-2231.1

PATENT & TRADEMARK
DIVISION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Shi *et al.*
U.S. Serial No. : 10/706,892
Filing Date : November 13, 2003
For : SCREENING FOR WEST NILE VIRUS
ANTIVIRAL THERAPY
Examiner : M Franco G Salvoza
Art Unit : 1648

2006 OCT 25 PM 7:06

US PATENT & TRADEMARK
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Date of Deposit: October 24, 2006

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O./Box 1450, Alexandria, VA 22313-1450.

Adam Ahmed
(Typed or printed name of person mailing paper or fee)

A. Ahmed
(Signature of person mailing paper or fee)

REQUEST FOR REFUND

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for a refund of our check nos. 041312 in the amount of \$450.00 and 041311 in the amount of \$130.00 that were inadvertently sent with the Amendment filed September 5, 2006 for which no fee was due.

Attached as Exhibit A is a copy of the first page of the Amendment, date stamped by the PTO. On the lower left side of this document is another stamp indicating receipt of our payments in the amounts of \$450.00 and \$130.00.

Attached as Exhibit B is a copy of the patent application fee determination record, indicating that no fee was due for the claims as amended.

We respectfully request a review of this matter at your earliest convenience and subsequent posting of credits in the amounts of \$450.00 and \$130.00 to our Deposit Account No. 50-0320.

Thank you in advance for your consideration and attention to this matter.

Respectfully submitted,
FROMMER LAWRENCE & HAUG LLP
Attorneys for Applicants

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PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application or Docket Number

CLAIMS AS FILED - PART I

(Column 1)		(Column 2)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE		RATE	FEE
BASIC FEE (37 CFR 1.18(a))				\$			\$
TOTAL CLAIMS (37 CFR 1.16(c))	minus 20 =		X \$		OR	X \$	
INDEPENDENT CLAIMS (37 CFR 1.16(b))	minus 3 =		X \$		OR	X \$	
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))			+	\$	OR	+	\$
TOTAL					OR	TOTAL	

In column 1 is less than zero, enter "0" in column 2.

CLAIMS AS AMENDED - PART II

AMENDMENT A	(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))	52	94		X \$ 25		OR	X \$ 50	
Independent (37 CFR 1.16(b))	5	7		X \$ 100		OR	X \$ 200	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			+	\$	OR	+	\$	
TOTAL ADD'L FEE					OR	TOTAL ADD'L FEE		

AMENDMENT B	(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))				X \$		OR	X \$	
Independent (37 CFR 1.16(b))				X \$		OR	X \$	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			+	\$	OR	+	\$	
TOTAL ADD'L FEE					OR	TOTAL ADD'L FEE		

AMENDMENT C	(Column 1)	(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))				X \$		OR	X \$	
Independent (37 CFR 1.16(b))				X \$		OR	X \$	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))			+	\$	OR	+	\$	
TOTAL ADD'L FEE					OR	TOTAL ADD'L FEE		

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the rights which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

If you need assistance in completing and filing, call 1-800-PTO-6355 and refer to item 2.

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Aretha L. Pierre
(Typed or printed name of person mailing paper or fee)

Aretha L. Pierre
(Signature of person mailing paper or fee)

**AMENDMENT AND RESPONSE TO
OFFICE ACTION UNDER 37 C.F.R. §1.111
WITH REQUEST FOR INTERVIEW**

Repln. Ref: 11/01/2006 SDIRETA1 001054E700
DB#: 500320 Name/Number: 10706892
FC: 9204

Mail Stop Amendment \$140.00 CR
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Communication dated June 2, 2006 setting a three (3) month term for reply. As the deadline for filing fell on a Saturday preceding a Federal Holiday, this response is being filed on the next business day, Tuesday, September 5, 2006. As this reply is being timely filed, by the September 2, 2006 deadline, no fee is believed to be due. However, in the event that any unforeseen fees are incurred, the commissioner is hereby authorized to charge any additionally required fee for this paper or credit any overpayment in fees for this paper, to Deposit Account No. 50-0320.

09/11/2006 HVUONG1 00000146 10706892

01 FC:1252 450.00 OP
02 FC:1464 130.00 OP

-1-

00389920

Adjustment date: 11/01/2006 SDIRETA1
09/11/2006 HVUONG1 00000146 10706892
01 FC:1252 -450.00 OP

RepIn. Ref: 11/01/2006 SDIRETA1 0010443600
DB#: 500320 Name/Number: 10706892 \$450.00 CR
FC: 9204

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